

LOCAL LAW INTRODUCTORY NO. 3 OF 2015
VILLAGE OF TUXEDO PARK, NEW YORK

**A LOCAL LAW OF THE VILLAGE OF TUXEDO PARK AMENDING THE VILLAGE CODE
TO ESTABLISH THE TUXEDO PARK TREE ADVISORY BOARD AND TO ESTABLISH THE
TREE CITY USA REQUIREMENTS**

BE IT ENACTED by the Village Board of the Village of Tuxedo Park, Orange County, New York as follows:

Section 1: The Code of the Village of Tuxedo Park is hereby amended by adding thereto a new chapter, "Chapter 90," entitled "Tree Advisory Board," to provide as follows:

§ 90-1 Purpose.

The intent of the Village Board in adopting this local law is to establish the "Tuxedo Park Tree Advisory Board," which shall be responsible for advising and educating on issues pertaining to trees and wooded plants in the Village of Tuxedo Park, New York and to maintain the status of "Tree City USA."

§ 90-2 Title/Board Established.

There is established for the Village of Tuxedo Park a citizen's advisory board to be known as the "Tuxedo Park Tree Advisory Board."

§ 90-3 Membership and Compensation.

The Tuxedo Park Tree Advisory Board shall consist of five members who live or work in the Tuxedo Park area and whom the Mayor, with the approval of the Tuxedo Park Village Board, shall appoint. The members shall serve without compensation for services performed. One Board Member shall be the Superintendent of the Department of Public Works, or in his/her absence, the designated supervisor of the Village Department of Public Works.

§ 90-4 Appointments/Terms of Office:

The term of the members of the Tree Advisory Board shall be up to three years. In the event a vacancy shall occur during the term of any member, his or her successor shall be appointed for the unexpired portion of the term. The first Board shall serve as follows: One member, shall be the head of the Villages' Department of Public Works, two members shall serve for two years each, and two members shall serve for three years each. The Mayor may remove members, without a hearing, for inefficiency, neglect of duty, or irreconcilable conflict.

§ 90-5 Meetings

- A. The Board shall have at least one regular meeting three times per year. The Board shall determine meeting dates and times. Special meetings may be held as often as the Board deems necessary or as directed by the Mayor or Village Board.
- B. For purposes of conducting the Board's business, exercising its powers and for all other purposes, a quorum of the Board shall consist of three or more members. Any action taken by a majority of those present, when those present constitute a quorum at any regular or special meeting of the Board, shall be deemed and taken as the action and decision of the Board.

- C. The Board shall elect such officers as it deems necessary to conduct business. The Board shall adopt such rules of procedure as it deems necessary.
- D. The Board shall keep written minutes of all meetings held and all business transacted. All records of the Board shall be open to public inspection, except those that may be exempt from public disclosure under Village or State law.

§ 90-6 Duties of the Advisory Board:

The Tree Board shall acquire authorization from the Tuxedo Park Village Board prior to undertaking any project and shall be responsible to the Village Board for its duties and actions. The duties of the Tree Board shall include, but not be limited to the following:

- A. Promote the responsible planting of trees on public and private property.
- B. Promoting public education about trees.
- C. Promoting proper tree maintenance.
- D. Advocating trees within the Village of Tuxedo Park.
- E. Providing for aesthetics within the Village of Tuxedo Park through the formulation and implementation of tree programs.
- F. Developing programs and projects while working with other community groups to enhance Village beautification.
- G. Developing innovative and joint funding for tree projects from a variety of sources.
- H. Providing the Mayor and Village Board with a twice yearly report regarding Tree Board activities. The first in February of each year and the second at the direction of the Tree Board or Village Board.
- I. Develop, maintain and provide a Tree Standard Manual for proper tree planting, maintenance and care of trees and wooded plants, by development of landscaping and/or tree ordinances within the Village, as well as reviewing project plans for compliance with said ordinances as requested by Village staff.

§ 90-7 Tree City USA:

By adopting this local law, Village of Tuxedo Park agrees to maintain the status of Tree City USA Program by meeting the four standard requirements:

1. Establish a Tree Board or Department
2. Establish a Tree Care Local Law
3. Provide a community forestry program with an annual budget of at least \$2 per capita.
4. Support Arbor Day by observance and a proclamation.

§ 90-8 Severability:

If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 2: This local law shall take effect immediately upon filing with the Secretary of State.